IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

Bail Appl..No. 5733 of 2007()

CRMP.7874/2007 of J.M.F.C.-III, PUNALUR
CRIME NO.108/06 OF THE C.I. OF EXCISE, EXCISE ENFORCEMENT AND ANTINARCOTIC SPECIAL SQUAD, KOLLAM.

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PETITIONER

SNEHALAL, S/O. SREENIVASAN,
KYLASOM VEEDU, PARUTHUMPARA MURI,
EZHUKONE VILLAGE, KOTTARAKKARA.

BY ADV. SRI.K.V.ANIL KUMAR

RESPONDENTS:

STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 24/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 5733 of 2007

Dated this the 24th day of September, 2007

ORDER

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Application for regular bail. The petitioner faces allegations under the Kerala Abkari Act. He was allegedly found to be in possession and transporting 5445 litres of spirit on 22/11/06. The petitioner could be arrested long later. His arrest in this crime was recorded on 19/7/07, submits the learned Public Prosecutor. The petitioner has been in custody from 20/6/07 in connection with another case. Investigation is in progress. Final report has not been filed so far.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer – a period of 60 days having already elapsed from the date of his arrest, and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall make himself available for interrogation before the Investigating Officer on all Mondays, Wednesdays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT, JUDGE)

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